

UNITED STATES BANKRUPTCY COURT DISTRICT OF NEW MEXICO ALBUQUERQUE DIVISION				Voluntary Petition	
Name of Debtor (if individual, enter Last, First, Middle): Roy E. Pogue Wholesale, Inc.			Name of Joint Debtor (Spouse) (Last, First, Middle):		
All Other Names used by the Debtor in the last 8 years (include married, maiden, and trade names):			All Other Names used by the Joint Debtor in the last 8 years (include married, maiden, and trade names):		
Last four digits of Soc. Sec. or Individual-Taxpayer I.D. (ITIN)/Complete EIN (if more than one, state all): 85-3399070			Last four digits of Soc. Sec. or Individual-Taxpayer I.D. (ITIN)/Complete EIN (if more than one, state all):		
Street Address of Debtor (No. and Street, City, and State): 22 N. First Street Clayton, NM			Street Address of Joint Debtor (No. and Street, City, and State):		
ZIP CODE 88415			ZIP CODE		
County of Residence or of the Principal Place of Business: Union			County of Residence or of the Principal Place of Business:		
Mailing Address of Debtor (if different from street address):			Mailing Address of Joint Debtor (if different from street address):		
ZIP CODE			ZIP CODE		
Location of Principal Assets of Business Debtor (if different from street address above):					
ZIP CODE					
Type of Debtor (Form of Organization) (Check one box.) <input type="checkbox"/> Individual (includes Joint Debtors) <i>See Exhibit D on page 2 of this form.</i> <input checked="" type="checkbox"/> Corporation (includes LLC and LLP) <input type="checkbox"/> Partnership <input type="checkbox"/> Other (If debtor is not one of the above entities, check this box and state type of entity below.)		Nature of Business (Check one box.) <input type="checkbox"/> Health Care Business <input type="checkbox"/> Single Asset Real Estate as defined in 11 U.S.C. § 101(51B) <input type="checkbox"/> Railroad <input type="checkbox"/> Stockbroker <input type="checkbox"/> Commodity Broker <input type="checkbox"/> Clearing Bank <input checked="" type="checkbox"/> Other Tax-Exempt Entity (Check box, if applicable.) <input type="checkbox"/> Debtor is a tax-exempt organization under Title 26 of the United States Code (the Internal Revenue Code).		Chapter of Bankruptcy Code Under Which the Petition is Filed (Check one box.) <input type="checkbox"/> Chapter 7 <input type="checkbox"/> Chapter 9 <input checked="" type="checkbox"/> Chapter 11 <input type="checkbox"/> Chapter 12 <input type="checkbox"/> Chapter 13 <input type="checkbox"/> Chapter 15 Petition for Recognition of a Foreign Main Proceeding <input type="checkbox"/> Chapter 15 Petition for Recognition of a Foreign Nonmain Proceeding Nature of Debts (Check one box.) <input type="checkbox"/> Debts are primarily consumer debts, defined in 11 U.S.C. § 101(8) as "incurred by an individual primarily for a personal, family, or household purpose." <input checked="" type="checkbox"/> Debts are primarily business debts.	
Filing Fee (Check one box.) <input checked="" type="checkbox"/> Full Filing Fee attached. <input type="checkbox"/> Filing Fee to be paid in installments (applicable to individuals only). Must attach signed application for the court's consideration certifying that the debtor is unable to pay fee except in installments. Rule 1006(b). See Official Form 3A. <input type="checkbox"/> Filing Fee waiver requested (applicable to chapter 7 individuals only). Must attach signed application for the court's consideration. See Official Form 3B.			Check one box: Chapter 11 Debtors <input type="checkbox"/> Debtor is a small business debtor as defined by 11 U.S.C. § 101(51D). <input checked="" type="checkbox"/> Debtor is not a small business debtor as defined in 11 U.S.C. § 101(51D). Check if: <input type="checkbox"/> Debtor's aggregate noncontingent liquidated debts (excluding debts owed to insiders or affiliates) are less than \$2,343,300 (amount subject to adjustment on 4/01/13 and every three years thereafter). Check all applicable boxes: <input type="checkbox"/> A plan is being filed with this petition. <input type="checkbox"/> Acceptances of the plan were solicited prepetition from one or more classes of creditors, in accordance with 11 U.S.C. § 1126(b).		
Statistical/Administrative Information <input checked="" type="checkbox"/> Debtor estimates that funds will be available for distribution to unsecured creditors. <input type="checkbox"/> Debtor estimates that, after any exempt property is excluded and administrative expenses paid, there will be no funds available for distribution to unsecured creditors.					THIS SPACE IS FOR COURT USE ONLY
Estimated Number of Creditors <input type="checkbox"/> 1-49 <input checked="" type="checkbox"/> 50-99 <input type="checkbox"/> 100-199 <input type="checkbox"/> 200-999 <input type="checkbox"/> 1,000-5,000 <input type="checkbox"/> 5,001-10,000 <input type="checkbox"/> 10,001-25,000 <input type="checkbox"/> 25,001-50,000 <input type="checkbox"/> 50,001-100,000 <input type="checkbox"/> Over 100,000					
Estimated Assets <input checked="" type="checkbox"/> \$0 to \$50,000 <input type="checkbox"/> \$50,001 to \$100,000 <input type="checkbox"/> \$100,001 to \$500,000 <input type="checkbox"/> \$500,001 to \$1 million <input type="checkbox"/> \$1,000,001 to \$10 million <input type="checkbox"/> \$10,000,001 to \$50 million <input type="checkbox"/> \$50,000,001 to \$100 million <input type="checkbox"/> \$100,000,001 to \$500 million <input type="checkbox"/> \$500,000,001 to \$1 billion <input type="checkbox"/> More than \$1 billion					
Estimated Liabilities <input type="checkbox"/> \$0 to \$50,000 <input type="checkbox"/> \$50,001 to \$100,000 <input type="checkbox"/> \$100,001 to \$500,000 <input checked="" type="checkbox"/> \$500,001 to \$1 million <input type="checkbox"/> \$1,000,001 to \$10 million <input type="checkbox"/> \$10,000,001 to \$50 million <input type="checkbox"/> \$50,000,001 to \$100 million <input type="checkbox"/> \$100,000,001 to \$500 million <input type="checkbox"/> \$500,000,001 to \$1 billion <input type="checkbox"/> More than \$1 billion					

Voluntary Petition <i>(This page must be completed and filed in every case.)</i>		Name of Debtor(s): Roy E. Pogue Wholesale, Inc.	
All Prior Bankruptcy Cases Filed Within Last 8 Years (If more than two, attach additional sheet.)			
Location Where Filed: None	Case Number:	Date Filed:	
Location Where Filed:	Case Number:	Date Filed:	
Pending Bankruptcy Case Filed by any Spouse, Partner or Affiliate of this Debtor (If more than one, attach additional sheet.)			
Name of Debtor: None	Case Number:	Date Filed:	
District:	Relationship:	Judge:	
Exhibit A (To be completed if debtor is required to file periodic reports (e.g., forms 10K and 10Q) with the Securities and Exchange Commission pursuant to Section 13 or 15(d) of the Securities Exchange Act of 1934 and is requesting relief under chapter 11.) <input type="checkbox"/> Exhibit A is attached and made a part of this petition.		Exhibit B (To be completed if debtor is an individual whose debts are primarily consumer debts.) I, the attorney for the petitioner named in the foregoing petition, declare that I have informed the petitioner that [he or she] may proceed under chapter 7, 11, 12, or 13 of title 11, United States Code, and have explained the relief available under each such chapter. I further certify that I have delivered to the debtor the notice required by 11 U.S.C. § 342(b). <div style="text-align: right;"> X _____ Date </div>	
Exhibit C			
Does the debtor own or have possession of any property that poses or is alleged to pose a threat of imminent and identifiable harm to public health or safety? <input type="checkbox"/> Yes, and Exhibit C is attached and made a part of this petition. <input checked="" type="checkbox"/> No.			
Exhibit D			
(To be completed by every individual debtor. If a joint petition is filed, each spouse must complete and attach a separate Exhibit D.) <input type="checkbox"/> Exhibit D completed and signed by the debtor is attached and made a part of this petition. If this is a joint petition: <input type="checkbox"/> Exhibit D also completed and signed by the joint debtor is attached and made a part of this petition.			
Information Regarding the Debtor - Venue (Check any applicable box.)			
<input checked="" type="checkbox"/> Debtor has been domiciled or has had a residence, principal place of business, or principal assets in this District for 180 days immediately preceding the date of this petition or for a longer part of such 180 days than in any other District.			
<input type="checkbox"/> There is a bankruptcy case concerning debtor's affiliate, general partner, or partnership pending in this District.			
<input type="checkbox"/> Debtor is a debtor in a foreign proceeding and has its principal place of business or principal assets in the United States in this District, or has no principal place of business or assets in the United States but is a defendant in an action or proceeding [in a federal or state court] in this District, or the interests of the parties will be served in regard to the relief sought in this District.			
Certification by a Debtor Who Resides as a Tenant of Residential Property (Check all applicable boxes.)			
<input type="checkbox"/> Landlord has a judgment against the debtor for possession of debtor's residence. (If box checked, complete the following.) <div style="text-align: right;"> _____ (Name of landlord that obtained judgment) </div> <div style="text-align: right; margin-top: 20px;"> _____ (Address of landlord) </div>			
<input type="checkbox"/> Debtor claims that under applicable nonbankruptcy law, there are circumstances under which the debtor would be permitted to cure the entire monetary default that gave rise to the judgment for possession, after the judgment for possession was entered, and			
<input type="checkbox"/> Debtor has included in this petition the deposit with the court of any rent that would become due during the 30-day period after the filing of the petition.			
<input type="checkbox"/> Debtor certifies that he/she has served the Landlord with this certification. (11 U.S.C. § 362(l)).			

Voluntary Petition*(This page must be completed and filed in every case)*Name of Debtor(s): **Roy E. Pogue Wholesale, Inc.****Signatures****Signature(s) of Debtor(s) (Individual/Joint)**

I declare under penalty of perjury that the information provided in this petition is true and correct.

[If petitioner is an individual whose debts are primarily consumer debts and has chosen to file under chapter 7] I am aware that I may proceed under chapter 7, 11, 12 or 13 of title 11, United States Code, understand the relief available under each such chapter, and choose to proceed under chapter 7.

[If no attorney represents me and no bankruptcy petition preparer signs the petition] I have obtained and read the notice required by 11 U.S.C. § 342(b).

I request relief in accordance with the chapter of title 11, United States Code, specified in this petition.

X _____**X** __________
Telephone Number (If not represented by attorney)_____
Date**Signature of a Foreign Representative**

I declare under penalty of perjury that the information provided in this petition is true and correct, that I am the foreign representative of a debtor in a foreign proceeding, and that I am authorized to file this petition.

(Check only one box.)

☐ I request relief in accordance with chapter 15 of title 11, United States Code. Certified copies of the documents required by 11 U.S.C. § 1515 are attached.☐ Pursuant to 11 U.S.C. § 1511, I request relief in accordance with the chapter of title 11 specified in this petition. A certified copy of the order granting recognition of the foreign main proceeding is attached.**X** _____

(Signature of Foreign Representative)

(Printed Name of Foreign Representative)_____
Date**Signature of Attorney*****X** _____**Chris W. Pierce****Bar No. 2089****Hunt & Davis, P.C. Attorneys at Law
2632 Mesilla St. NE
Albuquerque, NM 87110****Phone No. (505) 881-3191 Fax No. (505) 881-4255**_____
Date

*In a case in which § 707(b)(4)(D) applies, this signature also constitutes a certification that the attorney has no knowledge after an inquiry that the information in the schedules is incorrect.

Signature of Debtor (Corporation/Partnership)

I declare under penalty of perjury that the information provided in this petition is true and correct, and that I have been authorized to file this petition on behalf of the debtor.

The debtor requests relief in accordance with the chapter of title 11, United States Code, specified in this petition.

Roy E. Pogue Wholesale, Inc.**X** 
Signature of Authorized Individual**George Lookingbill**

Printed Name of Authorized Individual

Member of Debtor Corporation

Title of Authorized Individual

8-19-2011
Date**Signature of Non-Attorney Bankruptcy Petition Preparer**

I declare under penalty of perjury that: (1) I am a bankruptcy petition preparer as defined in 11 U.S.C. § 110; (2) I prepared this document for compensation and have provided the debtor with a copy of this document and the notices and information required under 11 U.S.C. §§ 110(b), 110(h), and 342(b); and, (3) if rules or guidelines have been promulgated pursuant to 11 U.S.C. § 110(h) setting a maximum fee for services chargeable by bankruptcy petition preparers, I have given the debtor notice of the maximum amount before preparing any document for filing for a debtor or accepting any fee from the debtor, as required in that section. Official Form 18 is attached.

Printed Name and title, if any, of Bankruptcy Petition Preparer_____
Social-Security number (If the bankruptcy petition preparer is not an individual, state the Social-Security number of the officer, principal, responsible person or partner of the bankruptcy petition preparer.) (Required by 11 U.S.C. § 110.)_____
Address**X** __________
Date

Signature of bankruptcy petition preparer or officer, principal, responsible person, or partner whose Social-Security number is provided above.

Names and Social-Security numbers of all other individuals who prepared or assisted in preparing this document unless the bankruptcy petition preparer is not an individual.

If more than one person prepared this document, attach additional sheets conforming to the appropriate official form for each person.

A bankruptcy petition preparer's failure to comply with the provisions of title 11 and the Federal Rules of Bankruptcy Procedure may result in fines or imprisonment or both. 11 U.S.C. § 110; 18 U.S.C. § 156.

Debtor(s): Roy E. Pogue Wholesale, Inc.

Case No:
Chapter: 11

DISTRICT OF NEW MEXICO
ALBUQUERQUE DIVISION

1450 KLMX
PO Box 547
Clayton, NM 88415-0547

Baja
PO Box 660664
Dallas, TX 75266-0664

Davidson Oil & Flying Star Tran
c/o Tim Newsom, Esq.
Lovell Lovell Newsom & Isern LL
112 West 8th Ave, Ste. 1000
Amarillo, TX 79101

A to Z Tire
413 NW 2nd
Amarillo, TX 79107

Bank of America
PO Box 851001
Dallas, TX 75285-1001

Discover Card
PO Box 30423
Salt Lake City, UT 84130-0423

A-1 Parts Center
102 N. 1st St
Clayton, NM 88415

Bank of America Business Card
PO Box 15710
Wilmington, DE 19886-5710

Duckwall
112 Main
Clayton, NM 88415

Advanta
PO Box 9217
Old Bethpage, NY 11804-9217

Beck & Cooper
PO Box 572
Clayton, NM 88415

Duke City Distributing Co. Inc.
c/o James Burns, Esq.
Albuquerque Business Law Inc.
1803 Rio Grande NW, Ste. B
Albuquerque, NM 87104

Alsup Law Office
Attn: Gary Alsup
PO Box 518
Clayton, NM 88415

BNSF Railway Co
PO Box 676160
Dallas, TX 75267-6160

Dunn & Bradstreet
75 Remittance Drive, Ste. 1793
Chicago, IL 60675-1793

Amarillo Auto Supply & Off Road
3601 Amarillo Blvd E.
Amarillo, TX 79107

Capital One Bank
PO Box 60599
City of Industry, CA 91716-0599

Elmer Smith Oil Company
PO Box 1719
Clinton, OK 73601

America Express Travel Svc
c/o Bryan W. Thomason Esq.
111 Lomas Blvd NW, Ste. 502
Albuquerque, NM 87102

Chris W. Johnson, CPA
PO Box 561
Clayton, NM 88415

Emery Welding Service & Supply
PO Box 1
80 N Hwy 87
Clayton, NM 88415

American Express
c/o Parnell & Crum, P.A.
P.O. Box 2189
Montgomery, AL 36102

City of Clayton
1 Chestnut Street
Clayton, NM 88415

ENMR Plateau Telecommunications
PO Box 9000
Clovis, NM 88102-9090

American Tire Distributors
PO Box 600000
San Francisco, CA 94160-0001

Claycomb Electric Art
PO Box 671
Clayton, NM 88415

Farmers & Stockmens Bank
PO Box 488
Clayton, NM 88415

Aspen Publishers Inc.
4829 Innovation Way
Chicago, IL 60682-0048

Coca-Cola Enterprises Inc. N.TX
PO Box 840232
Dallas, TX 75284-0232

Federated Insurance
PO Box 328
Owatonna, MN 55060

Debtor(s): Roy E. Pogue Wholesale, Inc.

Case No:
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DISTRICT OF NEW MEXICO
ALBUQUERQUE DIVISION

Figis Inc
3200 S Maple Ave
Marshfield WI 54449-0000

NFIB
53 Century Blvd, Ste. 250
Nashville, TN 37214

Robbie Enterprises
12708 Milwaukee Ave
Lubbock, TX 79424

First Data
5565 Glenridge Connector NE, St.
Atlanta, GA 30342

NM Dept of Workforce Solutions
401 Broadway NE
Albuquerque, NM 87103

SPC Office Products
PO Box 39
Guymon, OK 73942

Gold Supplies Inc.
PO Box 221966
W. Palm Beach, FL 33422

NM Gas
PO Box 27839
Albuquerque, NM 87125

Stansbury Equipment Co.
8146 Triangle Drive
Amarillo, TX 79107

Hesselbein Tire
3003 NE Loop 289
Lubbock, TX 79403

PERS
PO Box 1560
Ogden, UT 84402-1560

Tank Owner Members Ins Co
1600 W. Seventh Street
Fort Worth, TX 76102

Hills Petroleum
6291 Ralston Rd
Arvada, CO 80002

Pitney Bowes
1 Elmcroft Rd
Stamford, CT 06926

The Local Pages
4910 Amelia Earnhart Drive
Salt Lake City, UT 84116

INTERNAL REVENUE SERVICE
CENTRALIZED INSOLVENCY OPERATIO
PO BOX 21126
PHILADELPHIA, PA 19114-0326

The Safety Institute
PO Box 310
Alamogordo, NM 88311

Isaacs Hardware
Drawer J
Clayton, NM 88415

PNM
51 Santa Fe Dr
Clayton, NM 88415

Town of Clayton
1 Chestnut Street
Clayton, NM 88415

New Mexico Environment Dept
Petroleum Storage Tank Bureau
1301 Siler Rd, Bldg B
Santa Fe, NM 87507

Pro Consulting Services Inc.
c/o Collection Division
PO Box 66510
Houston, TX 77266-6510

Unifirst - Amarillo
c/o Richard T. Avis, Esq.
PO Box 1008
Arlington Heights, IL 60006

Progressive Business Publicatio
PO Box 3019
Malvern, PA 19355

Unifirst Corp
2321 Westgate Plaza
Clovis, NM 88101

New Mexico Taxation & Revenue D
PO Box 8575
Albuquerque, NM 87198-8575

Readers Digest
750 Third Ave
NY, NY 10017

Union County Leader
PO Box 486
Clayton, NM 88415

Debtor(s): Roy E. Pogue Wholesale, Inc.

Case No:
Chapter: 11

DISTRICT OF NEW MEXICO
ALBUQUERQUE DIVISION

Wells Fargo
PO Box 54349
Los Angeles, CA 90054-0349

Western Marketing Inc.
PO Box 677422
Dallas, TX 75267-7422